

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

GILBERT A. WHITFIELD,

06-CV-1655-AS

Plaintiff,

ORDER

v.

TRI-METROPOLITAN TRANSPORTATION DISTRICT,
a Municipal Corporation; CITY OF PORTLAND,
a Municipal Corporation; CHRISTOPHER LAFRENZ;
and DANIEL ROMANOWSKI,

Defendants.

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BROWN, Judge.

Magistrate Judge Donald C. Ashmanskas issued Findings and
Recommendation (#26) on February 5, 2007, in which he recommended
this Court deny Defendant Tri-Metropolitan Transportation
District's Motion to Dismiss (#15). The matter is now before
this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ.
P. 72(b).

Because no objections to the Magistrate Judge's Findings and
Recommendation were timely filed, this Court is relieved of its
obligation to review the record *de novo*. *Britt v. Simi Valley*
Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). See
also *Lorin Corp. v. Goto & Co.*, 700 F.2d 1202, 1206 (8th Cir.
1983). Having reviewed the legal principles *de novo*, the Court

does not find any error.

CONCLUSION

The Court **ADOPTS** Magistrate Judge Ashmanskas's Findings and Recommendation (#26). Accordingly, the Court **DENIES** Defendant's Motion to Dismiss (#15).

IT IS SO ORDERED.

DATED this 28th day of February, 2007.

/s/ Anna J. Brown

ANNA J. BROWN
United States District Judge